

To:	Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	<b>REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Southern District of California on the following: X Patents or      Trademarks:

<b>DOCKET NO.</b>	<b>DATE FILED</b>	<b>US District Court Southern District of California</b>
3:10-cv-00338-MMA -RBB	2/11/10	San Diego, CA
<b>PLAINTIFF</b>		<b>DEFENDANT</b>
Oakley, Inc.		NY Eyewear Trading, INC.
<b>PATENT OR TRADEMARK NO.</b>	<b>PATENT OR TRADEMARK NO.</b>	<b>PATENT OR TRADEMARK NO.</b>
1. 5,387,949	6. D483791	11.
2. D415,188	7. D470,166	12.
3. 5,054,903	8. D561,813	13.
4. 5,137,342	9. D581,443	14.
5. D473,892	10. D581,444	15.

In the above-entitled case, the following patents(s)/ trademark(s) have been included:

<b>DATE INCLUDED</b>	<b>INCLUDED BY</b>	
	<u>Amendment</u> <u>Answer</u> <u>Cross Bill</u> <u>Other Pleading</u>	
<b>PATENT OR TRADEMARK NO.</b>	<b>PATENT OR TRADEMARK NO.</b>	<b>PATENT OR TRADEMARK NO.</b>
1.	6.	11.
2.	7.	12.
3.	8.	13.
4.	9.	14.
5.	10.	15.

In the above-entitled case, the following decision has been rendered or judgment issued:

<b>DECISION/JUDGMENT</b>	<i>Attached</i>
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<b>CLERK</b>	<b>(BY) DEPUTY CLERK</b>	<b>DATE</b>
W. Samuel Hamrick, Jr.	<i>W. Samuel Hamrick, Jr.</i>	1/1/2010

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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT  
11 SOUTHERN DISTRICT OF CALIFORNIA  
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19 OAKLEY, INC., a Washington  
20 corporation,

21 Plaintiff,

22 vs.

23 NY EYEWEAR TRADING, INC.

24 Defendant.  
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26  
27  
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Case No.: 10CV0338 MMA (RBB)

NOTICE OF VOLUNTARY  
DISMISSAL WITHOUT PREJUDICE

NOTICE IS HEREBY GIVEN THAT pursuant to Federal Rule of Civil  
Procedure, Rule 41(a), Plaintiff hereby voluntarily dismisses Defendant NY  
Eyewear Trading, Inc. in the above captioned action without prejudice.

DATED:

WEEKS, KAUFMAN, NELSON & JOHNSON

/s/ Gregory K. Nelson

GREGORY K. NELSON

Attorney for Plaintiff, Oakley, Inc.